IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

WEDNESDAY, THE 19TH DECEMBER 2007 / 28TH AGRAHAYANA 1929

WP(C).No. 1987 of 2007(J)

PETITIONERS:

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1. P.K.GOVINDAN,
   PADANNAKALATHIL HOUSE, THALAKALATHUR P.O.,
   KOZHIKODE DISTRICT.

2. DIVYA K.,
   U.P.S.A., R.A.K.M. U.P.SCHOOL,
   THALAKULATHUR P.O., KOZHIKODE DISTRICT.

BY ADV. SRI.BABU JOSEPH KURUVATHAZHA
SRI.K.I.SAGEER IBRAHIM

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
   ITS SECRETARY TO GOVERNMENT,
   DEPARTMENT OF EDUCATION, GOVT. SECRETARIAT,
   THIRUVANANTHAPURAM.

2. THE ASSISTANT EDUCATIONAL OFFICER,
   CHEVAYUR, KOZHIKODE DISTRICT.

BY SENIOR GOVERNMENT PLEADER, SRI.T.T.MUHAMOOD

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 19/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT. P1: COPY OF THE ORDER BEARING NO.K.DIS.G3.72623/84 DATED 21.07.84 ISSUED BY THE DIRECTOR OF PUBLIC INSTRUCTIONS.

EXT. P2: COPY OF THE PROCEEDING BEARING NO.K.DIS.9599/84 DATED 23.02.85 ISSUED BY THE 2ND RESPONDENT.

EXT. P3: COPY OF THE JUDGMENT DATED 12.01.98 IN O.S.NO.368/97 OF THE LEARNED MUNSIFF'S COURT, KOZHIKODE.

EXT. P4: COPY OF THE ORDER BEARING NO.G3.76094/98/K.DIS. DATED 21.07.99 ISSUED BY THE DIRECTOR OF PUBLIC INSTRUCTIONS.

EXT. P5: COPY OF THE JUDGEMENT DATED 30.07.84 IN O.P. NO.20691/99 OF THIS HON'BLE COURT.

EXT. P5(A): COPY OF THE ORDER BEARING NO.B-5713/04 DATED 02.06.06 ISSUED BY THE 2ND RESPONDENT.

EXT. P6: COPY OF THE INTERIM DIRECTION IN W.P.(C) NO.13577/06 DATED 17.07.06 OF THIS HON'BLE COURT.

EXT. P6(A): COPY OF THE ORDER BEARING NO.B-2599/06 DATED 26.07.06 ISSUED BY THE 2ND RESPONDENT.

EXT. P7: COPY OF THE JUDGMENT IN W.P.(C) NO.13577/06 DATED 05.10.06 OF THIS HON'BLE COURT.

EXT. P8: COPY OF THE ORDER OF APPOINTMENT DATED 11.01.2002 APPOINTING THE 2ND PETITIONER AS UPSA WITH EFFECT FROM 11.01.02 TO 13.03.02.

EXT. P8(A): COPY OF THE ORDER OF APPOINTMENT DATED 23.07.2002 APPOINTING THE 2ND PETITIONER AS UPSA WITH EFFECT FROM 23.07.2002 TO 04.12.02.

EXT. P9: COPY OF THE ORDER OF APPOINTMENT DATED 05.06.06 APPOINTING THE 2ND PETITIONER AS UPSA BY THE 1ST PETITIONER.

EXT. P10: COPY OF THE LETTER DATED 05.06.06 SENT BY THE 1ST PETITIONER TO THE 2ND RESPONDENT.

EXT. P11: COPY OF THE REPRESENTATION DATED 09.10.06 SUBMITTED BY THE 2ND PETITIONER BEFORE THE 2ND RESPONDENT.

EXT. P12: COPY OF THE JUDGMENT DATED 20.11.06 IN W.P.(C) NO.30532/06 OF THIS HON'BLE COURT.

EXT. P13: COPY OF THE ORDER BEARING NO.B-2813/06/K.DIS. DATED 12.12.06 ISSUED BY THE 2ND RESPONDENT.

EXT. P14: COPY OF THE REVISION PETITION FILED BY THE 2ND PETITIONER BEFORE THE 1ST RESPONDENT DATED 2.7.2007, WITH ANNEXURES.

/TRUE COPY/

P.A. TO JUDGE

JP

S.SIRI JAGAN, J.

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W.P.(C) No. 1987 of 2007(J) & I.A. No.16707/2007

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Dated this the 19th day of December, 2007

JUDGMENT

The learned counsel for the petitioners submits that this writ petition may be disposed of with a direction to the 1st respondent to consider Ext.P14 which has been produced along with I.A. No.16707/07. I.A. is allowed and Ext.P14 is taken on record.

2. The writ petition is disposed of with a direction to the 1st respondent to consider and pass appropriate orders on Ext.P14 revision petition, filed by the petitioners, if the same has been received is pending, as expeditiously as possible, at any rate, within three months from the date of receipt of a copy of this judgment after affording an opportunity of being heard to the petitioners.

Sd/-

S.SIRI JAGAN,

JUDGE

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